

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

D'ANDRE L. WILLIAMS, by and through  
his Guardian ad Litem, DAVID WILLIAMS,

Plaintiff,

v.

CITY OF BEVERLY HILLS, MISSOURI,  
POLICE OFFICER JAMES THIEL,  
CITY OF PINE LAWN, MISSOURI,  
POLICE OFFICER JOSH FOX, and  
MARCUS A. FORT,

Defendants.

No. 4:04-CV-631 CAS

**AMENDED JUDGMENT AND ORDER OF DISMISSAL**

In accordance with the memorandum and order of this date and incorporated herein,

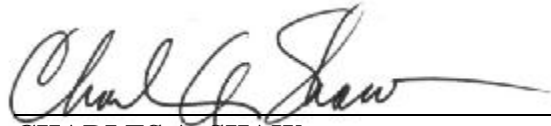
**IT IS HEREBY ORDERED** that the Judgment and Order of Dismissal is **vacated**. [Doc. 58]

**IT IS FURTHER ORDERED** that plaintiff's claims under 42 U.S.C. § 1983 in Counts III and VIII against defendants Officer James Thiel and Officer Josh Fox in their official capacities are **DISMISSED**.

**IT IS FURTHER ORDERED, ADJUDGED and DECREED** that judgment is entered in favor of defendants City of Beverly Hills and City of Pine Lawn on plaintiff's claims under 42 U.S.C. § 1983 in Counts IV and IX.

**IT IS FURTHER ORDERED** that plaintiff's remaining state law claims in Counts I, II, V, VI, VII, X and XI are **DISMISSED without prejudice**.

**IT IS FURTHER ORDERED** that costs are assessed against plaintiff.

A handwritten signature in cursive script, reading "Charles A. Shaw", written over a horizontal line.

**CHARLES A. SHAW**  
**UNITED STATES DISTRICT JUDGE**

Dated this 31st day of March, 2006.